

**United States District Court
for the
Southern District of Florida**

Chris Kosachuk, Appellant,)	
)	
v.)	Bankruptcy Appeal
)	Case No. 22-21485-Civ-Scola
Liza Hazan a/k/a Elizabeth Hazan)	
Appellee.)	

**APPELLANT CHRIS KOSACHUK’S
DESIGNATION OF THE RECORD AND
STATEMENT OF ISSUES ON APPEAL**

Appellant Chris Kosachuk, (“Kosachuk” or “Appellant”), through undersigned counsel, hereby files his Designation of the Record and Statement of Issues on Appeal with respect to Appellant’s Notice of Appeal [Doc. 22] filed on October 28, 2022, and requests that the same be transmitted electronically to the United States Court of Appeals for the Eleventh Circuit.

District Case (DC)	Filing Date	Docket #	Docket Text/Document Description
DC	05/13/22	1	Notice of Appeal
DC	05/13/22	2 and 2-1	Transmittal and Docket Sheet
DC	06/10/22	5 to 5-4	Transmittal, Appellant Designation & Record
DC	06/14/22	7	Scheduling Order
DC	07/11/22	11	Motion to Dismiss
DC	07/1/22	11-1	Exhibit to Motion to Dismiss
DC	07/13/22	12	Consent to NEF

Appellant Designation of Record and Statement of Issues
Case No. . 22-21485-Civ-Scola
Page 2 of 4

DC	07/13/22	13	Appellant Brief
DC	07/15/22	14	Appellee Motion for EOT
DC	07/25/22	15	Opposition to Motion to Dismiss
DC	07/25/22	15-1	Appendix to Opposition
DC	07/29/22	16	Opposition to Motion for EOT
DC	08/01/22	17	Reply
DC	09/21/22	18	Appellee Emergency Motion for EOT
DC	09/22/22	19	Amended Emergency Motion for EOT
DC	09/22/22	20	Order Granting Emergency Motion for EOT
DC	09/20/22	21	Order Dismissing Bankruptcy Appeal
DC	10/28/22	22	Notice of Appeal

STATEMENT OF ISSUES

1. Whether Post Confirmation Operating Reports are required pursuant to Confirmation Order and Bankruptcy Rule 2015 and United States Trustee Region 21 Operating Guidelines and Reporting Requirements.

2. Whether the Bankruptcy Court should have heard from the United States Trustee before summarily denying the motion to compel at a hearing scheduled with notice.

Appellant Designation of Record and Statement of Issues
Case No. . 22-21485-Civ-Scola
Page 3 of 4

3. Whether a party has standing to move to compel post confirmation operating reports when that party was sanctioned based on that same confirmation order and was seeking to prove that the underlying confirmed plan is in default and the bankruptcy should be dismissed.

November 9, 2022

Respectfully submitted,

/s/ Astrid E. Gabbe

Astrid E. Gabbe

The Law Office of Astrid E. Gabbe, P.A.

Florida Bar No. 635383

P.O. Box 4216

Hollywood, FL 33083

Tel. (954) 303-9882

Fax. (954) 983-1427

astridgabbe@gmail.com

Appellant Designation of Record and Statement of Issues
Case No. . 22-21485-Civ-Scola
Page 4 of 4

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 9th day of November 2022 a true and correct copy of the foregoing was electronically filed with the Court's CM/ECF system, which will electronically serve a copy of the foregoing document on all parties of record.

Respectfully submitted,

/s/ Astrid E. Gabbe

Astrid E. Gabbe

The Law Office of Astrid E. Gabbe, P.A.

Florida Bar No. 635383

P.O. Box 4216

Hollywood, FL 33083

Tel. (954) 303-9882

Fax. (954) 983-1427

astridgabbe@gmail.com

SERVICE LIST

Via CM/ECF/EMAIL

Joel M. Aresty, Esq. on behalf of Liza Hazan a/k/a Elizabeth Hazan
aresty@mac.com